

UNITED STATES DISTRICT COURT

for the

District of South Carolina

Rasheen Capers, #137327

Plaintiff

v.

A J Padula

Defendant

Civil Action No. 2: 10-cv-0320-RMG

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the defendant (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____ recover costs from the plaintiff (*name*) _____.

☒ other: The Report and Recommendation of Magistrate Judge Robert S. Carr is incorporated. It is the judgment of the Court that the action is DISMISSED with prejudice for lack of prosecution. To the extent that Petitioner requests a certificate of appealability from this Court, that certificate is DENIED.

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Judge Richard Mark Gergel, United States District Judge.

Date: September 2, 2010

CLERK OF COURT Larry W. Propes



Signature of Clerk or Deputy Clerk